

## COON RAPIDS CITY COUNCIL MEETING MINUTES OF NOVEMBER 5, 2014

### OPEN MIC/PUBLIC COMMENT

Phil Rosar of 10640 Mississippi Blvd indicated he would like to address Council on the Foley Boulevard item that is on the Council Agenda. Mayor Howe indicated that Mr. Rosar would be allowed to speak on the item during the meeting.

Dale Koch of 2020 127<sup>th</sup> Avenue NW said that he is concerned that there is a closed meeting to discuss real estate and there are Councilmembers that are in the real estate business because that looks like a conflict of interest to him.

### CALL TO ORDER

The first regular meeting of the Coon Rapids City Council for the month of November was called to order by Mayor Tim Howe at 7:10 p.m. on Wednesday, November 5, 2014, in the Council Chambers.

### PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Howe led the Council in the Pledge of Allegiance.

### ROLL CALL

Members Present: Mayor Tim Howe, Councilmembers Denise Klint, Ron Manning, Paul Johnson, Jerry Koch, Bruce Sanders and Steve Wells

Members Absent: None

### ADOPT AGENDA

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT THE AGENDA AS PRESENTED, REMOVING ITEM 13 UNDER NEW BUSINESS. THE MOTION PASSED UNANIMOUSLY.

### PROCLAMATIONS/PRESENTATIONS

None.

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

1. OCTOBER 21, 2014, COUNCIL MEETING

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER JOHNSON, FOR APPROVAL OF THE MINUTES OF THE OCTOBER 21, 2014, COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

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2. APPROVE FINAL PAYMENT TO HYDROCON, INC. IN THE AMOUNT OF \$9,430.02 FOR PROJECT 14-23, STREET RECONSTRUCTION
  3. ACCEPT TWO EASEMENTS FOR DRAINAGE AND UTILITY FROM SUPER 1 PROPERTIES, LLC AT 10425 JAY STREET
  4. ACKNOWLEDGE RECEIPT OF QUARTERLY FINANCIAL INFORMATION AS OF SEPTEMBER 30, 2014
  5. APPROVE LEASE WITH THE COON RAPIDS LIONS FOR THE RENTAL OF SPACE TO OPERATE PULL TABS AT BUNKER HILLS
  6. APPROVE RESOLUTION 14-98 ACCEPTING THE 2014 ADDITIONAL ENHANCEMENT GRANT AND APPROPRIATING FUNDS FOR THE PURCHASE OF A STYROFOAM PROCESSOR
  7. APPROVE RESOLUTION 14-99 AMENDING THE BUDGET FOR THE RECYCLING CENTER FOR THE PURCHASE OF THE PALLET JACK FOR THE RECYCLING CENTER AND AUTHORIZE THE PURCHASE OF A HELI AC-20 PALLET JACK FOR THE RECYCLING CENTER
  8. APPROVE RESOLUTION 14-100 AUTHORIZING AN APPROPRIATION OF FUNDS FOR ROOFTOP UNITS FOR THE PUBLIC COMMUNICATIONS BUILDING
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MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER MANNING, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

REPORTS ON PREVIOUS OPEN MIC

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9. OPEN MIC REPORT – JENNIFER KOCH, 2020-127<sup>TH</sup> AVENUE NW
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Mayor Howe discussed Ms. Koch's comments made during Open Mic at the October 21, 2014 Council meeting.

10. OPEN MIC REPORT – DALE KOCH, 2020-127<sup>TH</sup> AVENUE NW
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Mayor Howe discussed Mr. Koch's comments made during Open Mic at the October 21, 2014 Council meeting.

11. OPEN MIC REPORT – JERRY PIERCE, 12236 PARTRIDGE STREET NW

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Mayor Howe discussed Mr. Pierce's comments made during Open Mic at the October 21, 2014 Council meeting.

PUBLIC HEARING

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None.

BID OPENINGS AND CONTRACT AWARDS

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None.

OLD BUSINESS

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12. CONSIDER ADOPTING ORDINANCE 2123 SETTING DEADLINES FOR COMPLETION OF EXTERIOR WORK

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The Staff report was shared with Council.

Mayor Howe supported the proposed Ordinance as it would keep projects moving along in a timely manner in the City.

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER SANDERS, TO ADOPT ORDINANCE 2123 SETTING DEADLINES FOR COMPLETION OF EXTERIOR WORK. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

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13. CONSIDER APPROVAL OF FINAL PLAT FOR GATEWAY COMMERCE CENTER 3<sup>RD</sup> ADDITION WITH CONDITIONS

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This item was removed from the agenda.

14. CONSIDER APPROVAL OF PROPOSED LOT SPLIT WITH CONDITIONS

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KOCH, TO APPROVE THE PROPOSED LOT SPLIT WITH THE FOLLOWING CONDITIONS:

1. ALL COMMENTS OF THE CITY ENGINEER MUST BE ADDRESSED.
2. COMPLIANCE WITH TITLE 11, LAND DEVELOPMENT REGULATIONS.
3. PARK DEDICATION FOR THE NEW LOT BE PAID IN THE AMOUNT OF \$2,000 PRIOR TO RELEASING THE LOT SPLIT FOR RECORDING.
4. THE BOARD OF ADJUSTMENT AND APPEALS GRANT A VARIANCE TO THE REQUIRED REAR YARD SETBACKS FOR LOT 1.

THE MOTION PASSED UNANIMOUSLY.

15. CONSIDER APPROVAL OF:

1. THE *FOLEY BOULEVARD STATION AREA PLAN*
  2. THE TEXT AMENDMENT TO CHAPTER 2 OF THE COMPREHENSIVE PLAN INCORPORATING THE FUTURE LAND USES AND RELATIONSHIPS, TRAFFIC CIRCULATION, AND PEDESTRIAN SYSTEMS ESTABLISHED BY THE *FOLEY BOULEVARD STATION AREA PLAN*
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The Staff report was shared with Council.

Councilmember Manning understood this was a County project, but asked if the City could reject the median. Community Development Director Brown stated this was the case. He stated the County would not begin this project until 2015 and noted further discussions would be held regarding the median.

Councilmember Klint questioned if the County would proceed with the project even if the Council objected to the median. City Manager Gatlin anticipated that if the City did not approve of the project, the County would not build it.

Councilmember Sanders stated if State or Federal funding were involved in the project, the County would need to receive municipal consent.

Mayor Howe supported the proposed comprehensive plan amendment noting it would assist the City in planning future developments.

Councilmember Wells clarified that the use of Federal dollars may require medians. He then discussed the safety benefits of medians.

Councilmember Manning agreed stating medians can assist with safety, however, if a median was constructed, as proposed by the County truck traffic would have to be eliminated as there would be no space for u-turns. He explained that this would create a situation where tenants and leases would be in jeopardy.

Councilmember Koch asked if the City could table action on this item to allow for further conversations with the impacted properties. Community Development Director Brown stated the plan needed to be adopted by December 31<sup>st</sup> in order for the grant funding to be used. He reported that staff has met with every property owner through the planning process and staff would be accommodating existing businesses.

Councilmember Klint was also in favor of holding additional conversations between the Council and the property owners. For this reason, she could not support moving forward with the amendment.

Mr. Rosar discussed the land use amendment with the Council. He indicated the plastics property had ground pollution, which was making the site difficult to develop. He feared the businesses that would be impacted by the comprehensive plan amendment would not survive the proposed changes. He recommended the Council table action on this item until further conversations between the City and local business owners could be held.

**MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER WELLS, TO TABLE ACTION ON THIS ITEM TO THE DECEMBER 16, 2014 COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.**

**16. ORDINANCES REVISING FEES FOR 2015:**

- 1. CONSIDER INTRODUCTION OF AN ORDINANCE TO REVISE CERTAIN LICENSE FEES AND RELATED CHARGES EFFECTIVE JANUARY 1, 2015; AND**
  - 2. CONSIDER INTRODUCTION OF AN ORDINANCE ESTABLISHING PERMIT AND INSPECTION FEES FOR THE BUILDING INSPECTIONS DIVISION AS AUTHORIZED BY MINNESOTA STATUTES SECTION 16B.62, SUBDIVISION 1 EFFECTIVE JANUARY 1, 2015; AND**
  - 3. SET A PUBLIC HEARING FOR NOVEMBER 18, 2014 AT 7:00 P.M. REGARDING THE FEE INCREASE FOR OFF-SALE AND ON-SALE 3.2 MALT LIQUOR**
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The Staff report was shared with Council.

**MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER WELLS, TO INTRODUCE AN ORDINANCE TO REVISE CERTAIN LICENSE FEES, SERVICE FEES AND RELATED CHARGES EFFECTIVE JANUARY 1, 2015. THE MOTION PASSED UNANIMOUSLY.**

MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER WELLS, TO INTRODUCE AN ORDINANCE ESTABLISHING PERMIT AND INSPECTION FEES FOR THE BUILDING INSPECTIONS DIVISION AS AUTHORIZED BY MINNESOTA STATUTES SECTION 16B.62, SUBDIVISION 1 EFFECTIVE JANUARY 1, 2015. THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER KOCH, SECONDED BY COUNCILMEMBER KLINT, TO SET A PUBLIC HEARING FOR NOVEMBER 18, 2014 AT 7:00 P.M. REGARDING THE FEE INCREASE FOR OFF-SALE AND ON-SALE 3.2 MALT LIQUOR. THE MOTION PASSED UNANIMOUSLY.

#### OTHER BUSINESS

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Councilmember Manning asked why a fence was being built at 105<sup>th</sup> around the water treatment facility. City Manager Gatlin explained that after a visit by Homeland Security it was recommended a fence be placed around the reservoir for security purposes.

Councilmember Koch stated the ingress and egress to the park was also being impeded by the fence.

Councilmember Johnson indicated from a security standpoint, he believed the fence was necessary.

Mayor Howe congratulated Brad Johnson for being elected to Ward 5 and Wade Demmer for being elected to Ward 3. He announced that Councilmember Jerry Koch had been elected Mayor.

Councilmember Koch stated Oakmont Apartments has repaired a security light that was impacting the adjacent property. He requested staff investigate this issue.

#### ADJOURN

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MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER KOCH, TO ADJOURN THE MEETING AT 7:47 P.M. THE MOTION PASSED UNANIMOUSLY.

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Tim Howe, Mayor

ATTEST:

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Joan Lenzmeier, City Clerk